

EXHIBIT E

Kevin C. Murphy

From: Kuehler, Natalie (USANYS) [Natalie.Kuehler@usdoj.gov]
Sent: Tuesday, January 18, 2011 1:17 PM
To: Kevin C. Murphy
Cc: Jones, David (USANYS)
Subject: RE: MLC Bankruptcy Response to Comments on the Proposed Consent Decree and Settlement Agreement/Onondaga County, NY

Mr. Murphy –

We are not aware of any deadline for such a filing, and we have not yet determined whether to file or selected a date on which we intend to file.

Sincerely,

Natalie N. Kuehler
Assistant U.S. Attorney
Southern District of New York
86 Chambers Street, 3rd Floor
New York, NY 10007
Tel: (212) 637-2741
Fax: (212) 637-2750

From: Kevin C. Murphy [<mailto:KMurphy@WladisLawFirm.com>]
Sent: Tuesday, January 18, 2011 12:34 PM
To: Kuehler, Natalie (USANYS)
Subject: MLC Bankruptcy Response to Comments on the Proposed Consent Decree and Settlement Agreement/Onondaga County, NY

Ms. Kuehler:

Does the Government have a specified deadline or an intended date by which it will file with the Bankruptcy Court a copy of the comments received and responses to those comments with respect to the Proposed Consent Decree and Settlement Agreement that would create the Environmental Trust and if appropriate, ask that the court to approve the proposed Settlement Agreement?

Thank you for any information you can provide. As you might imagine, other deadlines are looming and our client is interested in maximizing its understanding of such matters prior to making any future filings with the court or submitting a ballot on the MLC Plan.

Kevin C. Murphy
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Kevin C. Murphy

From: Kuehler, Natalie (USANYS) [Natalie.Kuehler@usdoj.gov]
Sent: Friday, February 04, 2011 8:47 PM
To: Kevin C. Murphy; Jones, David (USANYS)
Subject: RE: MLC Bankruptcy -- Proposed Consent Decree and Settlement Agreement Establishing the MLC Environmental Trust -- Onondaga County, NY

Dear Mr. Murphy,

The matters you reference below are currently under advisement and, as I am sure you are aware, a plan confirmation hearing has been scheduled by the Bankruptcy Court for March 3, 2011. Regarding Lower Ley Creek, you are correct that discussions with the Debtors are ongoing but, as with all settlement discussions, we are not able to provide any additional information at this time.

Sincerely,

Natalie N. Kuehler
Assistant U.S. Attorney
Southern District of New York
86 Chambers Street, 3rd Floor
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From: Kevin C. Murphy [mailto:KMurphy@WladisLawFirm.com]
Sent: Friday, February 04, 2011 3:45 PM
To: Kuehler, Natalie (USANYS); Jones, David (USANYS)
Subject: MLC Bankruptcy -- Proposed Consent Decree and Settlement Agreement Establishing the MLC Environmental Trust -- Onondaga County, NY

Ms. Kuehler and Mr. Jones:

Has the Department determined if it will, in fact, ask the Bankruptcy Court to approve the proposed settlement?

If so, when do you anticipate that filing?

If not, when does the Department anticipate making that decision?

If any such decisions have not been made is it because the Department (or other parties) are considering amending the terms of the proposed settlement?

Onondaga County understands there may be additional or continuing on-going negotiations concerning Lower Ley Creek. If so, who can I discuss that topic with or in the alternative, what information can you provide on the status of such discussions?

If you cannot respond to any of the above inquiries I would request that you identify where and to whom I should direct these inquiries.

Thank you for your continued assistance.

Kevin C. Murphy
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